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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JOYCE E. THOMPSON,
A037-088-033,

Petitioner,

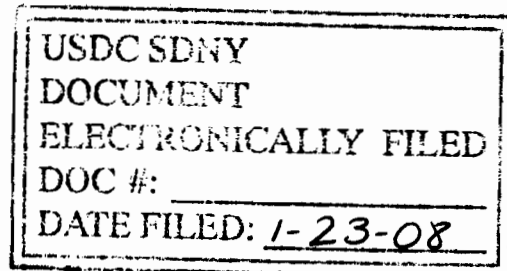
v.

MARY ANN GANTNER, District Director, New
York, United States Immigration and Customs
Enforcement, Department of Homeland Security;
MICHAEL CHERTOFF, Secretary of the
Department of Homeland Security; and
ALBERTO GONZALES, Attorney General of the
United States of America, Washington, D.C.,
United States Department of Justice,

Respondents.
----- X

07 Civ. 6482 (JSR)

**STIPULATION AND ORDER
OF SETTLEMENT
AND DISMISSAL**



WHEREAS, on or about July 17, 2007, Petitioner Joyce E. Thompson ("Petitioner") filed the above-captioned petition ("Petition") against respondents Andrea Quarantillo, District Director, New York, United States Citizenship and Immigration Services ("USCIS"), Department of Homeland Security,* Michael Chertoff, Secretary of the Department of Homeland

* Andrea Quarantillo has succeeded Mary Ann Gantner as the New York District Director of United States Citizenship and Immigration Services and, pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, should be substituted as a respondent.

Security; and Michael B. Mukasey, Attorney General of the United States of America, Washington, D.C., United States Department of Justice (collectively "Respondents"), seeking review of USCIS's denial of her application for naturalization (the "Application"); and

WHEREAS, USCIS has vacated its denial of the Application and reopened the Application for further consideration;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among Petitioner and Respondents, by their respective counsel, as follows:

1. The Petition is hereby voluntarily dismissed, without costs or attorney's fees to any party, subject to Petitioner's right to reinstate the action within 90 days of the entry of this Stipulation and Order, by written notice to the Court, upon 10 days' prior notice to the United States Attorney's Office for the Southern District of New York, if USCIS has neither scheduled an oath ceremony for Petitioner nor approved her Form N-400 application for a naturalization certificate by that date.

2. The parties understand and agree that this stipulation contains the entire agreement between them, and that no statements, representations, promises, agreements, or negotiations, oral or otherwise, between the parties or their counsel that are not included herein shall be of any force or effect.

* Michael B. Mukasey has succeeded Alberto Gonzales as the Attorney General and, pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, should be substituted as a respondent.

Dated: New York, New York
January 22, 2008

Dated: New York, New York
January 22, 2008

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So Ordered:

Jed S. Rakoff
HON. JED S. RAKOFF
UNITED STATES DISTRICT JUDGE

1-23-08